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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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10/057,505

01/25/2002

Roger Y. Tsien

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09/20/2005

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EXAMINER

ROBINSON, HOPE A

ART UNIT

PAPER NUMBER

1656

DATE MAILED: 09/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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091605

DATE MAILED:

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**Commissioner for Patents**

The Amendment filed on June 27, 2005 is non-compliant because it has failed to meet the requirement of 37 CFR 1.121. In order for the amendment document to be complaint, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), for example the entire "Amendments to the claims" section of applicant's amendment document must be resubmitted.

In the Amendment filed on June 27, 2005, claims 59-61 are listed as "Currently Amended", however the text does not have any amendments, thus, it is unclear how the claim has been amended, the identifier "Previously Amended" needs to be used if applicant just wants to indicate that changes were previously made to the claim. As the non-compliant amendment is a reply to a Non-Final Office Action and since the amendment appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hope A. Robinson whose telephone number is 571-272-0957. The examiner can normally be reached on Monday-Friday from 9:00 a.m. to 6:30 p.m. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kathleen Kerr, can be reached at (571) 272-0931.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Hope A. Robinson, MS  
Patent Examiner

*HA*  
9/16/05

**HOPE ROBINSON  
PATENT EXAMINER**

*HC*